

## SULZER IS SCORED UNMERCIFULLY BY OPPOSING COUNSEL

(Continued From First Page.)

render him infamous for all the future. That future is already in his hands you speak. If he takes the wings of the morning and flies to the uttermost parts of the earth, the record of his disgrace is there before him. If he cull upon the mountains and the rocks to fall upon and hide him, he will still know to respite from the disgrace that henceforth must walk by his side.

**Cannot Lessen Punishment.**  
"Do not believe that you can lessen his punishment, whatever your decision here. All that you can do is to pronounce, in form of law, in performance of your solemn duty, the judgment that will free the State from the contaminating touch of this man from this time forth."

The pen that writes the judgment of this court will be mightier for weal or for woe of this State and for all the people thereof than any implement of war or weapon of the arm of man—mightier to us awaiting its record—mightier to all the coming ages.

"Words fall me in the contemplation of all that your decision means. If it were possible for me to use all to guide with His own hand those engaged in the performance of a great public duty, may that guidance be yours this day, and may the decision here rendered bear the impress that it comes from a wisdom that makes judgments far above the twilight judgments of this world."

**Should Judge as Official.**  
In his plea, Sulzer, he acquitted on the ground that an official may not be impeached for acts committed prior to taking office. D. Cady Herrick said: "A man may be unfit in some respects. He may have committed indiscretions or worse in his private life, and yet we are to judge of him, of a public official, by what he does in public office and in no other way."

"Some of you are members of a powerful and imperious political organization that has kept the responsibility in public life for years and has placed him where he now is in more than one respect differences have arisen between that organization and this respondent. Whatever the causes of these differences may be with that organization, you are bound to disregard them. He is not on trial for disloyalty; he is not on trial for ingratitude, and you have taken a solemn oath to try him impartially upon the charges here brought against him and nothing else."

"Then there is another class of judges with whom he has had personal controversies, towards whom he has used abusive and threatening language some of you have said he was driven from public life. I have no justification for the language used; it was wrong."

"He is not on trial for unfitness for office. The people passed upon that."

**What Cannot Be Done.**  
"While I am not a defender, gentlemen, of the ethics of keeping campaign contributions by a candidate, I am not a defender of the morality of that thing, or the good faith, I am not a defender of persons who will consent to receive campaign contributions in any large amounts, but all those things are a matter of ethics, a matter of good taste and possibly of good morals. But, if my contention is correct, you cannot impeach and remove a public official because his ethical standards

do not comply with yours; you cannot impeach and remove a public official for a lack of good taste. You cannot impeach and remove from political office a man for immorality."

"Now, what use was made of this money? I am not going to argue before that this money, to a considerable amount, was not used for the purchase of stocks. There is no crime in that, unless he stole this money. Legally, he had a right to use it to buy stocks, but not ethically, not in good taste, but as a matter of fact."

**Wife Is Brought In.**  
"A little bit of Mr. Ryer's evidence throws a flood of light upon this case, explains many things. We have not been bringing the wife of the respondent in this case. It has been our effort to keep her out."

"In speaking of the interview that he had with Governor Sulzer, Mr. Ryan said:

"I suggested to Mr. Sulzer, that now that certain charges have been made against him, that I did not see how he could afford to put himself in the position that he would put himself in if he did not answer those charges. It was brought out by the other side, not by us."

"That in reply Mr. Sulzer said that his reason was that he did not want to drag his wife into the situation and put her on the stand. This illuminates the whole situation."

**Not a Perjuror or Thief.**

"In reaching your verdict and determination as to whether the respondent has willfully done wrong, you must take into consideration the nature and the history of the man and the nature of the offenses. Some members of this court have known him for years; know his lack of business habits and business methods; of his carelessness in money matters; of his overweening ambition; know of his egotism; know of his proneness to consider those things which are the creatures of his imagination, as actual facts; but none of you, none of you in the past have ever regarded him as a dishonest man, a perjurer or a thief—and that is what these charges come down to."

"These things, it is said, bring shame and disgrace upon the State. They do. They do. The fact that a great party nominated and the people of the State of New York elected a man to be Governor of this State, of the ethical standards of this respondent, must be conceded to be a shame and disgrace to the State of New York, but it is not for those things that you are to remove him from office."

"Another thing that is a shame and disgrace to the State of New York, these things were known to the State and New York until the impeachment managers, for some purposes, God only knows what, brought them out. They were known and disgrace upon the State of New York."

**Should Protect State.**  
"When these things were known to the people who had the good name and fame of the State of New York, should have withheld them from the people and dignify the State, instead of bringing them forth for the purpose of removing from their patch the man who seemed to have been a great deal in doing things that were a great deal worse than anything that is charged upon the Governor."

"There is no object in removing him from office because of those things. The term is short. The penalty is death. They do a short time. The Legislature is adverse to him. He can do no harm excepting to invest himself in money, excepting to wrong doing, excepting to stop graft and corruption; but he can do no harm to any honest, well-meaning people in the State of New York, because here is the Legislature in both branches hostile to him. Why then bring these impeachment proceedings excepting to halt these investigations which Mr. Hennessy says were under way?"

**Appeals to Judge Cullen.**  
Turning to Presiding Judge Cullen, Mr. Herrick made his appeal for the end of your public career."

"During the time you have received great honors from the State, honors well merited and amply repaid by distinguished services from boyhood until nearly three score years and ten upon the battlefield, in the councils of a great party, and in the highest tribunals of justice in this State, you have bid that in the closing days of an illustrious career you in any way in placing an indelible stain upon the splendid history of the State you have loved and nobly served."

**Parker Attacks Sulzer.**  
Alton B. Parker also took part in the attack upon Sulzer. In the preparation of

Right at this time, when malaria is more prevalent than at any other season, it is especially important that your drinking water be pure.

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## NEWS OF SOUTH RICHMOND

### CHILDREN VISIT FAIR

Large Number of Southsiders Go to Big State Fair.

The school children of the Southside enjoyed a holiday yesterday, and the majority of the youngsters attended the State Fair. Despite the inclement weather, a number of people went out to the grounds.

Much interest was taken in the exhibits in industrial art, which were made by the school children. The lucky pupils whose names were on exhibition viewed their creations with pride, in showing them to parents and friends. Exhibits of horses, live stock and poultry from Chesterfield County have taken prizes.

Troop No. 11, Boy Scouts, of Porter Street Presbyterian Church, was at the fair in full force, always ready with "first aid" remedies whenever there was an accident. Each boy carried a bandage, absorbent cotton and a staff. Several persons who had become exhausted from fatigue or over-exposure to the sun, were given treatment by the scouts. The troop was in charge of Scoutmaster Odie B. Hinnant, of the Southside.

### Will Is Sustained.

A jury in Hustings Court, Part II, yesterday upheld the will of Mrs. Ellen A. Tison, which Arthur Tison and his brother contested.

### Fined Heavily for Reinsuring.

Johnny White, who with five other negroes was caught when a crap game was raided, was fined \$25 by Justice Maurice in Police Court, Part II, yesterday on the charge of reinsurance. White is alleged to have made strenuous efforts to break away from Patrolman Tinsley, but the officer held on to him manfully, and locked him up. The other five negroes were fined \$5 each.

Willie and James Williams, colored, were found guilty on the charge of breaking into the house of William Braxton, and were required to give bond.

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## "BUSTS" GAMBOA BY TOUCHING KEY 4,000 MILES AWAY

(Continued From First Page.)

making event. It was Colonel George H. Bell, and the chairman of the Panama Commission was the recipient of a shower of congratulations. The first boat to enter the cut from the lake was a native canoe manned by two Americans. If the water covering the lake was not too rough, a dredge will be passed through into the cut next Monday.

The Cucaracha slide, that huge moving mass of rock and earth, covering miles in extent, is now the only barrier in the way of the passage of a vessel from ocean to ocean.

## KILLS NEGRO WHO HELD HIM UP IN DESERTED STREET

(Continued From First Page.)

Mrs. Stoltz, while Mr. Stoltz remained with Mr. Bell.

### Released on Bail.

Mr. Bell immediately expressed his willingness to undergo the formality of arrest, and was taken back to the headquarters of the county police in the city ambulance. He was bailed by "Squire" R. L. Smith. After listening to the account of the shooting as given by Mr. Bell, and to the statements of the two police officers, the magistrate said that though he was not ordinarily qualified to bail on such a serious charge, he felt that he should grant it under the circumstances. He asked bail in the sum of \$500, which was furnished by Mr. Stoltz, and the case was set for this morning.

George Walton, who has been in charge of the near one month on the grounds, identified the body as that of a man whose right name is believed to be Otto Brown, but who signed himself H. Garland when he asked for work. On account of his suspicious actions when the employees were paid off on Saturday night, he was discharged.

**Body Driven Through Midway.**  
Coroner J. Fulmer, Bright of Henrico County, was notified of the killing by Deputy Sheriff Webb Sydnor, but had not arrived at 1 o'clock this morning to conduct his preliminary investigation. The body was taken to the county police headquarters in the city police patrol wagon. As the wagon, with its gruesome burden, was driven down the Midway, a large crowd of curious people followed, for by the news of a shooting had spread through the grounds, and Ballyhoo Lane and the show tents were emptied. The county constabulary and city police kept the way clear, and the body was lifted from the wagon and deposited on the floor of the county headquarters, where it remained during the night.

Coroner Bright will empanel a jury this morning and the body will be viewed at noon at Nelson's undertaking establishment, in Fulton.

In speaking of the hold-up afterwards, Mr. Bell said that he had gone about a quarter of a mile from the entrance to the grounds from the Hermitage Road, and had reached a point in Sherwood Avenue, where the trees and undergrowth form a dense shelter on either side.

**Tells of the Shooting.**  
When the negro ran out at him, Mr. Bell leaped back and in front of his wife. "I grappled with the man," said Mr. Bell, "but he caught me by the throat and forced me back into the vines and grass, and I caught my foot and fell. I was trying to reach my pistol all the time. Just as I fell, with the negro on top of me, and while he had me by the throat so that I could hardly breathe, with the pistol brushing my forehead, I got my own gun out and fired. He screamed and jumped up, and I jumped up, too, and kept on shooting until my pistol was empty. He ran off in the darkness, and I did not see him again until the policemen dragged him back."

Mr. Bell surrendered his revolver, a .32-calibre Iver-Johnson, to the officers. The negro's revolver, an old-fashioned affair, was found on the side of the road, where the struggle took place. One chamber was empty.

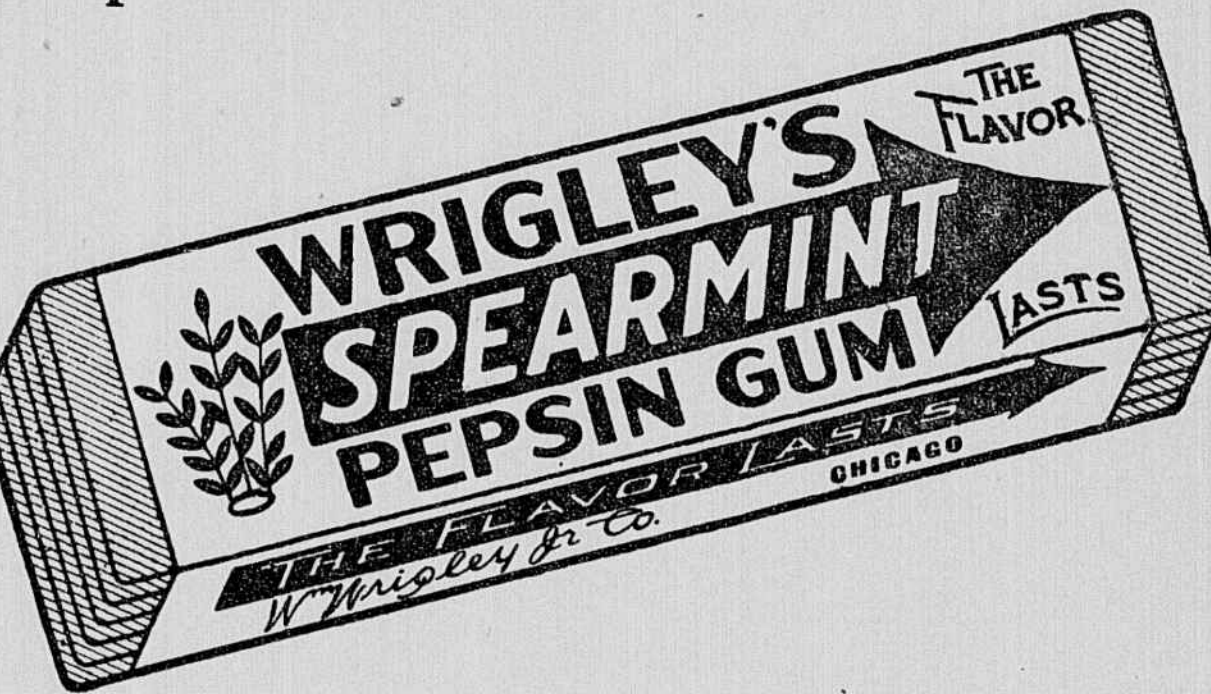
The highwayman was about six feet tall and weighed about 150 pounds. He was roughly dressed, and wore a

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of twenty packages-it costs less-of any dealer-and stays fresh until used

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black derby. A small hole in his left breast showed where the bullet entered. It was probably the shot which rang when the two men were on the ground.

**James Estes.**  
[Special to The Times-Dispatch.] South, Boston, Va., October 10.—James Estes, aged fifty-five years, died suddenly at Mayo, on Monday night. He is survived by one daughter, Miss Vivian Estes, of Greensboro, N. C.; three sisters—Mrs. Magruder Estes and Mrs. Nettie Gray, of Lynchburg, and Mrs. Fannie Gray, of Columbia, W. Va.—and one brother, Tom Estes, of West Virginia. He was a resident of this place a number of years ago, and is well known in Jaffa.

**Mrs. Helen Nicholson.**  
Lawrenceville, Ga., October 10.—Mrs. Helen Nicholson, aged fifty-eight years, died at her home in Zuni, Sussex County, Wednesday night. Mrs. Nicholson was formerly Miss Helen Hany, of Disputant. She was a sister of Mrs. L. B. Connelly, of Lawrenceville, and is survived by four children, all of whom are grown.

**FUNERAL NOTICE**  
DRAPER.—The funeral of MRS. CAROLINE (LINA) SHIELDS DRAPER, who died in Youngstown, Ohio, Thursday, will take place from the residence of her mother, Mrs. Charles M. Shields, 1006 West Franklin St. THIS (Saturday) AFTERNOON at 4 o'clock. Interment in Hollywood.

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In towns where it is not already represented.

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when consumption claims over 350 daily in the United States. Neglected colds, overwork, confining duties and chronic disorders exert the weakening influence which allows tubercular germs the mastery.

The greatest treatment that science affords is courage, rest, sunshine and Scott's Emulsion. Scott's Emulsion contains pure cod liver oil to clarify and enrich the blood, strengthen the lungs, rebuild wasted tissue and fortify the resistive forces to throw off disease germs.

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OUR LOCATION: Twelfth and Main Streets.

## Planters Nat' Bank

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### DEATHS

**HOSKINS.—MRS. HANNAH WARE** HOSKINS, widow of Captain John Thomas Hoskins, of Midway, Essex County, passed away from a useful, busy and happy life October 5, 1913. A noble woman, of estimable character and ability, leaving a devoted family of nine children and many friends to keenly feel their loss. She was born December 28, 1833.

**HOOVER.—Died** at the residence of his sister, Mrs. Wingfield, in Roanoke, Va., Friday, October 10, 1913. B. M. HOOVER. Wytheville and Philadelphia papers please copy.

**PARRISH.—Died** at Atlantic City, Thursday, October 10, 1913. HENRY PARRISH, of 302 West Franklin Street, Richmond, Va. All Saints' Church at NOON TO-DAY. Interment private.

**PHILADELPHIA.—Died**, October 10, 1913, at 2 P. M., at her residence, 814 North Twenty-eighth Street, MRS. MARTHA PHILADELPHIA, the seventy-fifth year of her age. Funeral from St. Paul's M. E. Church SATURDAY, October 11, 1913, at 4:30 P. M. Interment in Oakwood.

Mother, thou art gone to rest; We will not weep for thee, For thou art now where oft on earth Thy spirit longed to be.

Mother, thou art gone to rest; Thy toils and cares are o'er, And sorrow, pain and suffering now Shall never distress thee more.

Through all pain at time she'd smile, A smile of heavenly birth, And when the angels called her home, She smiled farewell to earth.

Heaven retaineth now our treasure, Earth the lonely casket keeps, And the sunbeams love to linger Where our sainted mother sleeps.

**FOLKES.—Died**, suddenly, at his residence, No. 2510 O Street, Thursday, October 9, 2 P. M. MRS. LESLIE C. FOLKES, in the twenty-third year of his age. Mr. Folkles was the second son of Emmellum J. Folkles and the late Leann Cochill Folkles. He leaves a loving wife, a faithful and devoted father, three brothers and five sisters, many other relatives and friends to mourn their loss.

"Not now, but in the coming years, It may be in the better land, We'll read the meaning of our tears And then sometimes we'll understand."

Funeral from Union Station M. E. Church SATURDAY, October 11, 3 P. M.

**WYNNE.—Died**, suddenly Friday, October 10, at the residence of his son, Thomas L. Wynne, 906-A West Main Street, W. GRAHAM (CORA) WYNNE, Sr., undertaker and embalmer. Funeral notice later.